

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively  
Consolidated SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and Bernard L. Madoff,

Plaintiff,

v.

DEFENDANTS IN ADVERSARY PROCEEDINGS  
LISTED ON EXHIBIT A ATTACHED HERETO,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. Nos. listed on Exhibit A  
Attached Hereto

**ORDER MODIFYING ORDER AUTHORIZING THE  
DEPOSITION OF ANNIE BONGIORNO**

**WHEREAS**, on December 19, 2018, this Court entered an Order Authorizing the Deposition of Federal Prisoner Annette Bongiorno (ECF No. 18321) (“Bongiorno Deposition Order”) pursuant to a November 26, 2018 Motion and Memorandum of Law For Orders Authorizing the Depositions of Federal Prisoners Annette Bongiorno, Daniel Bonventre, and Joann Crupi (ECF No. 18236) filed by counsel to Irving H. Picard, trustee (“Trustee”) for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.*, and the estate of Bernard L. Madoff.

**WHEREAS**, the Bongiorno Deposition Order provided that the deposition would take place no later than February 28, 2019. *See* Bongiorno Deposition Order ¶ 2.

**WHEREAS**, since entering the Bongiorno Deposition Order, the Trustee has been working with all affected counsel to institute a uniform and final fact discovery deadline in all cases listed in Exhibit A of May 24, 2019 to permit additional parties to participate.

**WHEREAS**, on February 15, 2019 this Court issued a decision permitting, *inter alia*, the deposition of Bongiorno in 32 additional adversary proceedings (ECF No. 18480).

It is hereby **ORDERED** that:

1. Paragraph 2 of the Bongiorno Deposition Order is hereby modified to permit the deposition to take place not later than May 24, 2019.

2. The Bongiorno Deposition Order is hereby modified to reflect that the Trustee will enter a separate order outlining additional defendants' counsel, consistent with the Court's February 15, 2019 decision authorizing, *inter alia*, Bongiorno's deposition in 32 other adversary proceedings (ECF No. 18480).

3. Other than as set forth herein, nothing in this Order shall modify the Bongiorno Deposition Order, which remains in full force and effect.

4. This Court shall retain exclusive jurisdiction over the enforcement, implementation, and interpretation of this Order.

Dated: New York, New York  
March 4<sup>th</sup>, 2019

/s/ STUART M. BERNSTEIN  
HONORABLE STUART M. BERNSTEIN  
UNITED STATES BANKRUPTCY JUDGE